



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Edward Anthony Bezek, § GROUP ART UNIT: 1761
Patrick Joseph Bierschenk, §
and John Joseph Michels §
§
FILED: November 28, 2001 §
§
INVENTION: Consumables Container With § EXAMINER: Cano, Milton I.
Multi-Functional Cap §
§
S SERIAL NO.: 10/000,262 § ATTY FILE: CFLAY.00075

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
MAILED ON APRIL 16, 2004 AND PRELIMINARY AMENDMENT**

This paper is filed to amend the claims in the above-referenced application prior to examination on the merits. This amendment includes amendments to claims that were filed responsive to a Final Office Action mailed on January 5, 2004 that were not entered. A Request for Continued Examination was filed by Applicants on March 31, 2004. A Notice of Non-Compliant Amendment was mailed on April 16, 2004 in which the amendments previously filed in response to the Final Office Action were refused entry on the grounds that some of the claims were not properly labeled. In this Response, Applicants have amended the claims to overcome the problem cited in the Notice of Non-Compliant Amendment and have also added additional claims to be entered prior to examination on the merits.

A check in the amount of \$54.00 is enclosed to cover fees that are believed to be due at this time. However, the Commissioner is hereby authorized to charge any payments that may be due to Deposit Account No. 50-0392. Please amend the claims as follows:

15/11/2004 EEKUBAY1 00000008 10000262

11 FC:1202 54.00 DP

CFLAY.00075

PAGE 1 of 10

18/2004 DCAPEL1 00000001 500392 10000262
C:1202 18.00 DA

If there are any outstanding issues, which the Examiner feels may be resolved by way of a telephone conference, the Examiner is cordially invited to contact Vincent J. Allen at 972-367-2001.

Respectfully submitted,

CARSTENS, YEE & CAHOON, L.L.P.
P.O. Box 802334
Dallas, Texas 75380
(972) 367-2001
(972) 367-2002 Fax

By: 

Vincent J. Allen
Registration No. 45,514